



UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )  
Plaintiff, ) 2:14-CR-00226-KJD-CWH  
v. )  
NICOLAS IVAN MEREZKO, )  
Defendant. )

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on **DATE OF PLEA**, defendant NICOLAS IVAN MEREZKO pled guilty to Count One of a One-Count Criminal Information charging him with Felon in Possession of a Firearm in violation of Title 18, United States Code, Section 922(g)(1). Information, ECF No. 16; Change of Plea, ECF No. 21; Plea Agreement, ECF No. 18.

This Court finds defendant NICOLAS IVAN MEREZKO agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Information. Information, ECF No. 16; Change of Plea, ECF No. 21; Plea Agreement, ECF No. 18.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Information and the offense to which defendant NICOLAS IVAN MEREZKO pled guilty.

The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c):

1. Romarm/Cugir GP/WASR-10/63 semi-automatic rifle bearing serial number 1968A02345;
  2. an Eagle Arms M-15 semi-automatic rifle bearing serial number US254216;
  3. a Taurus PT99AF semi-automatic pistol bearing serial number TML30868D;
  4. one hundred (100) rounds of WPA 7.62 by 39 millimeter (mm) ammunition in a box;
  5. one hundred (100) rounds of WPA 9 mm ammunition in a box;
  6. one hundred and sixty (160) rounds of Wolf Gold .223 Remington ammunition (boxed); and
  7. any and all ammunition

(all of which constitutes "property");

This Court finds the United States of America is now entitled to, and should, reduce the aforementioned property to the possession of the United States of America.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the United States of America should seize the aforementioned property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of NICOLAS IVAN MEREZKO in the aforementioned property is forfeited and is vested in the United States of America and shall be safely held by the United States of America until further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America shall publish for at least thirty (30) consecutive days on the official internet government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall describe the forfeited property, state the time under the applicable statute when a petition contesting the forfeiture must be filed, and state the name and contact information for the government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate

1 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the  
2 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and  
3 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's  
4 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's  
5 petition and the relief sought.

6 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
7 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no later than  
8 thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days  
9 after the first day of the publication on the official internet government forfeiture site,  
10 www.forfeiture.gov.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
12 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
13 following address at the time of filing:

14 Michael A. Humphreys  
15 Assistant United States Attorney  
16 Daniel D. Hollingsworth  
17 Assistant United States Attorney  
18 Lloyd D. George United States Courthouse  
19 333 Las Vegas Boulevard South, Suite 5000  
20 Las Vegas, Nevada 89101.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
22 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
23 following publication of notice of seizure and intent to administratively forfeit the above-described  
24 property.

25 DATED this 20<sup>th</sup> day of Aug, 2014.  
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29 UNITED STATES DISTRICT JUDGE